



MISSOURI **Restaurant News**

April 14, 2020

Carryout Mixed Drinks Now Permitted Under Certain Conditions

On April 14, 2020, the Missouri Division of Alcohol and Tobacco Control announced a temporary suspension of a portion of the definition of “original package” that requires utilization of the manufacturer’s original container when selling alcohol to-go. The suspension is “to the extent necessary” to allow retailer-packaged alcoholic beverages under the conditions stipulated in the Announcement.

The suspension is effective April 14, 2020 until May 15, 2020.

The effect of the Announcement is to allow the sale of alcoholic beverages for carryout in accordance with the terms outlined below.

Title 11–DEPARTMENT OF PUBLIC SAFETY Division 70–DIVISION OF ALCOHOL AND TOBACCO CONTROL Chapter 2–RULES AND REGULATIONS

IN ADDITION NOTICE OF EMERGENCY SUSPENSION OF RULE

11 CSR 70-2.010 Definitions

ACTION TAKEN: This NOTICE OF SUSPENSION OF RULE temporarily suspends the portion of the definition of “original package” in 11 CSR 70-2.010(5) that requires utilizing the manufacturer’s original container, to the extent necessary to allow retailer-packaged alcoholic beverages under the following conditions:

1. The alcohol container must be durable, leakproof, and sealable, and meet the minimum size requirements outlined in 11 CSR 70-2.010(5);
2. The patron must have ordered and purchased a meal simultaneous with the liquor purchase;
3. The licensee must provide the patron with a dated receipt for the alcohol beverage(s); and
4. The sealed alcohol container must either be:
 - a. Placed in a one-time-use, tamperproof, transparent bag which must be securely sealed; or
 - b. The container opening must be sealed with tamperproof tape;

This rule affects holders of retail licenses issued by the Division of Alcohol and Tobacco Control.

EMERGENCY STATEMENT: Pursuant to Executive Order (EO) 20-04 dated March 18, 2020, the rule is

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